

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ROBBIE CARL ELLINGTON, Jr.,  
Plaintiff,  
v.  
CITY OF SACRAMENTO, *et al.*,  
Defendants.

Case No. 2:25-cv-0158-DC-JDP (PS)

ORDER TO SHOW CAUSE

On October 6, 2025, defendants filed a motion to dismiss this case for failure to state a claim. ECF No. 22. To date, plaintiff has not responded to defendants' motion.

Under the court's local rules, a responding party is required to file an opposition or statement of non-opposition to a motion no later than fourteen days after the date it was filed. E.D. Cal. L.R. 230(c). To manage its docket effectively, the court requires litigants to meet certain deadlines. The court may impose sanctions, including dismissing a case, for failure to comply with its orders or local rules. *See* Fed. R. Civ. P. 41(b); E.D. Cal. L.R. 110; *Hells Canyon Pres. Council v. U.S. Forest Serv.*, 403 F.3d 683, 689 (9th Cir. 2005); *Carey v. King*, 856 F.2d 1439, 1440-41 (9th Cir. 1988). Involuntary dismissal is a harsh penalty, but a district court has a duty to administer justice expeditiously and avoid needless burden for the parties. *See* *Pagtalunan v. Galaza*, 291 F.3d 639, 642 (9th Cir. 2002); Fed. R. Civ. P. 1.

1 The court will give plaintiff the opportunity to explain why sanctions should not be  
2 imposed for failure to file an opposition or statement of non-opposition to defendants' motion.  
3 Plaintiff's failure to respond to this order will constitute a failure to comply with a court order and  
4 will result in dismissal of this action.

5 Accordingly, it is hereby ORDERED that:

6 1. The November 13, 2025 hearing on defendants' motion is continued to December 18,  
7 2025, at 10:00 a.m.

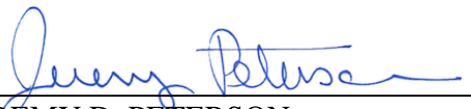
8 2. By no later than November 26, 2025, plaintiff shall file an opposition or statement of  
9 non-opposition to defendants' motion.

10 3. Plaintiff shall show cause, by no later than November 26, 2025, why sanctions should  
11 not be imposed for failure to timely file an opposition or statement of non-opposition to  
12 defendants' motion.

13 4. Defendants may file a reply to plaintiff's opposition, if any, no later than December 11,  
14 2025.

15  
16 IT IS SO ORDERED.

17 Dated: November 7, 2025

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19 JEREMY D. PETERSON  
20 UNITED STATES MAGISTRATE JUDGE  
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